



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

December 19, 1995

Mr. Robert J. Gervais  
Assistant City Attorney  
Legal Department  
City of Galveston  
P.O. Box 779  
Galveston, Texas 77553-0779

OR95-1465

Dear Mr. Gervais:

You ask whether certain information is subject to required public disclosure pursuant to chapter 552 of the Government Code. Your request was assigned ID# 35475.

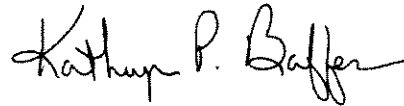
The City of Galveston (the "city") received a request asking to receive "the Daily Dispatch Call Sheet, Computer Query and/or any other forms that are filled out by the Dispatch Division when a call comes in from the various police officers regarding any and all automobile accident reports on a daily basis." The requestor states that it is not seeking the Texas Peace Officer's Accident Report, Form ST-3, only the information retained by the Dispatch Division. You contend that the requested records are not subject to disclosure because the request is a standing request to supply information as it is prepared in the future and does not ask for records currently in existence.

The requestor's right of access is construed as of the time the request is made. Open Records Decision No. 530 (1989). Chapter 552 does not apply to information that does not currently exist. Open Records Decision No. 555 (1990). A governmental body need not comply with a standing request to provide information on a periodic basis. Open Records Decision Nos. 476 (1987), 465 (1987). Consequently, you are not required by chapter 552 to release the information requested in this instance.

The information requested, once created, however, is generally open to the public. See Open Records Decision No. 394 (1983). We note that many governmental bodies across the state routinely release the type of information requested in this instance on a daily basis.

We are resolving this matter with this informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and may not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, reading "Kathryn P. Baffes". The signature is fluid and cursive, with the first name "Kathryn" being more prominent than the last name "Baffes".

Kathryn P. Baffes  
Assistant Attorney General  
Open Records Division

KPB/rho

Ref: ID# 35475

cc: Ms. Adriene Anderson  
Anderson Courier Service  
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